

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

N1205-009

First Inventor

Bruce Marvin HELD

Title Promoter and Construct for Plant Transformation

☒ Assignee Information: Stine Biotechnology
Ames, Iowa

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner of Patents
Box Patent Application
Washington, D.C. 20231

- ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.
3. ☒ Specification Total pages [26]
(preferred arrangement set forth below)
- Descriptive title of the invention
 - Cross references to Related Applications
 - Statement Regarding Fed sponsored R&D
 - Reference to sequence listing, a table or a computer program listing appendix
 - Background of the Invention
 - Brief Summary of the Invention
 - Brief Description of the Drawings
 - Detailed Description
 - Claims
 - Abstract of the Disclosure
4. ☒ Drawing(s) (35 USC 113) (Total Sheets) [4]
5. ☒ Oath or Declaration (Total Pages) [3]
- a. ☐ Newly executed (original or copy)
- b. ☒ Copy from a prior application
(37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
- [Note Box 5 below]
- i. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application,
6. ☒ Application Data Sheet.

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program
8. Nucleotide and/or Amino Acid Sequence Submission
- a. ☐ Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
- i. ☐ CD-ROM or CD-R (2 copies); or
- ii. ☒ paper
- c. ☒ Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement
(when there is an assignee)
- ☐ Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement /PTO 1449
- ☒ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s).
16. ☐ Request and Certification under 35 U.S.C. 122(b)(2)(B)(i).
17. ☒ Other: Petition under 37 CFR 1.84(a)(2)

17. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below or in an application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No.: 09/259,282

Prior application information: Examiner A. Mehta Group/Art Unit 1638

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

☒ Customer Number or Bar Code Label **6449**

Address		Rothwell, Figg, Ernst & Manbeck Suite 701-East, 555 13th Street, N.W.			
City	Washington	State	D.C.	Zip Code	20004
Country	U.S.A.	Telephone	202-783-6040	Fax	202-783-6031
Name		Nancy T. Morris, #42,017			
Signature		<i>Nancy T. Morris</i>		Date February 13, 2001	

FEE TRANSMITTAL (Large Entity)		Complete if Known	
		Application Number	09/
		Filing Date	
		First Named Inventor	Bruce Marvin HELD et al.
		Group Art Unit	
		Examiner Name	
Total Amount of Payment	\$840.00	Attorney Docket Number	N1205-009

METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayment to Deposit Account Number 02-2135 in the name of Rothwell, Figg, Ernst & Manbeck, PC

☒ Charge any Additional Fee Required Under 37 CFR 1.16 and 1.17

☐ Charge for the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance

2. ☒ Payment Enclosed: Check

FEE CALCULATION
1. FILING FEE

Fee Description	Fee Code	Fee Paid
<input checked="" type="checkbox"/> Utility Filing Fee	101	710
<input type="checkbox"/> Design Filing Fee	106	320
<input type="checkbox"/> Plant Filing Fee	107	490
<input type="checkbox"/> Reissue Filing Fee	108	710
<input type="checkbox"/> Provisional Filing Fee	114	150
SUBTOTAL		\$710

2. CLAIMS

	Fee from				Fee
	Extra	below			
Paid					
Total Claims	7 - 20 =	x	\$18	=	
Independent					
Claims	1 - 3 =	x	80	=	
Multiple Dependent Claims		+	270	=	
SUBTOTAL					\$

FEE CALCULATION (continued)
3. ADDITIONAL FEES

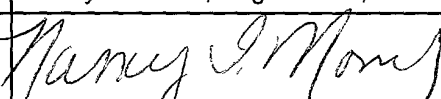
Fee Description	Fee Code	Fee Paid
<input type="checkbox"/> Surcharge - late filing fee or oath	105	130
<input type="checkbox"/> Surcharge - late provisional filing fee or cover sheet	127	50
<input type="checkbox"/> Non-English specification	139	130
<input type="checkbox"/> For filing a request for reexamination	147	2,520
<input type="checkbox"/> Requesting publication of SIR prior to Examiner action	112	920
<input type="checkbox"/> Requesting publication of SIR after Examiner action	113	1,840*
<input type="checkbox"/> Extension for reply within first month	115	110
<input type="checkbox"/> Extension for reply within second month	116	390
<input type="checkbox"/> Extension for reply within third month	117	890
<input type="checkbox"/> Extension for reply within fourth month	118	1,390
<input type="checkbox"/> Extension for reply within fifth month	128	1,890
<input type="checkbox"/> Notice of Appeal	119	310
<input type="checkbox"/> Filing a brief in support of an appeal	120	310
<input type="checkbox"/> Request for Oral Hearing	121	270
<input type="checkbox"/> Petition to institute a public use proceeding	138	1,510
<input type="checkbox"/> Petition to revive -unavoidable	140	110
<input type="checkbox"/> Petition to revive - unintentional	141	1,240
<input type="checkbox"/> Utility issue fee (or reissue)	142	1,240
<input type="checkbox"/> Design issue fee	143	440
<input type="checkbox"/> Plant issue fee	144	600
<input checked="" type="checkbox"/> Petitions to the Commissioner	122	130
<input type="checkbox"/> Petitions related to provisional applications	123	50
<input type="checkbox"/> Submission of Information Disclosure Statement	126	240
<input type="checkbox"/> Recording each patent assignment per property (times number of properties)	581	40
<input type="checkbox"/> Filing a submission after final rejection (37 CFR 1.129(a))	146	710
<input type="checkbox"/> For each additional invention to be examined (37 CFR 1.129(b))	149	710

Other fee (specify)

☐

* Reduced by Basic Filing Fee Paid

SUBTOTAL \$130

SUBMITTED BY				Complete (if applicable)	
NAME AND REG. NUMBER	Nancy T. Morris, Reg. No. 42,017				
SIGNATURE		DATE	February 13, 2001	DEPOSIT ACCOUNT USER ID	